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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Stephen E. Barry, et al.

Serial No.: not assigned

Art Unit: not assigned

Filed on: Evendate Herewith

Examiner: not assigned

For: High Affinity Nanoparticles

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F.R. 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b). While the term "references" is used in citing the U.S. and foreign patents and publications called to attention herein, applicants do not make any admission that each or all of them are "prior art" references within the meaning of the statutory and case law. Applicants reserve the right to contend, where appropriate, that a patent or publication asserted against any claim of the present application is not prior art under the facts and the law.

Copies of the references have not been enclosed. In accordance with 37 CFR 1.98(d), a copy of any patent, publication or other information listed in an information

disclosure statement is not required to be provided if it was previously cited by or submitted to the Office in a prior application, provided that the prior application is properly identified in the statement and relied upon for an earlier filing date under 35 U.S.C. 120. Copies of the references listed on the enclosed PTO Form 1449 were either filed by Applicants or cited by the Examiner in patent application Serial No. 09/809,340, which application has been relied on under section 120 in the present application.

Applicants request that the listed documents be made of record in the present case, and that the Examiner independently determine those items that the Examiner would consider the most pertinent of all the references cited herein.

The present Information Disclosure Statement is being filed within three (3) months of the filing date of the subject application. Hence, it is believed to be timely filed in accordance with 37 C.F.R. 1.97(b), and no fees are believed to be due in connection with the filing of this Information Disclosure Statement.

Respectfully submitted,

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Dated: September 22, 2003

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## INFORMATION DISCLOSURE CITATION

Sheet 1 of 1

LIST OF DOCUMENTS CITED BY APPLICANTS (Use several sheets if necessary)	ATTY. DOCKET NO. ALNS-006P3	SERIAL NO. not assigned
	APPLICANT Stephen E. Barry et al.	
	FILING DATE on Evendate Herewith	GROUP 1641

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	REF. NO.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	6,217,901	04/17/01	Perrott et al.	424	450	
	A2	5,874,111	02/23/99	Maitra et al.	424	499	

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	REF. NO.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	B1	WO 99/19276	04/22/99	PCT/WIPO				

## CO-PENDING U.S. PATENT APPLICATIONS

EXAMINER INITIAL	REF. NO.	APPLICATION SERIAL NUMBER	FILING DATE	ART UNIT
	C1	10/055,837 [ALNS-002PN]	10/26/2001	1627

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	